IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

Con.Case(C).No. 102 of 2007(S)

AGAINST THE JUDGEMENT/ORDER IN WPC.548/2007 Dated 08/01/2007
.....

: PETITIONERS(PETITIONERS 1 & 2):
---

1. SHAMSUDIN, S/O. ABDUL RAZAK,
AGED 48 YEARS, THAIKKAVIL ARSHAD MANZIL,
PATHANAMTHITTA.

2. MOHAN RAJAN, S/O.PARAMESWARAN NAIR,
AGED 49 YEARS, MANAZHI KEEZHETHIL HOUSE, AZHOOR,
PATHANAMTHITTA.

BY ADV. SRI.MVS.NAMBOOTHIRY

RESPONDENTS: RESPONDENTS 1 TO 4 AND ANR.)
---

1. JAYAPRAKASH, AGED ABOUT 52 YEARS,
S/O. NOT KNOWN TO THE PETITIONER,
THE DISTRICT SUPERINTENDENT OF POLICE,
PATHANAMTHITTA.

2. AJITH KUMAR, AGED ABOUT 40 YEARS,
S/O. NOT KNOWN TO THE PETITIONER,
THE CIRCLE INSPECTOR OF POLICE, PATHANAMTHITTA.

3. AMRITHAM GOKULAN (WRONGLY SHOWN AS
AMRITHA GOPALAN IN THE W.P), W/O. GOKULENDRAN,
AGED ABOUT 50 YEARS, CHAIRPERSON, PATHANAMTHITTA
MUNICIPALITY.

4. MOHAMMED SALI, AGED ABOUT 50 YEARS,
S/O. NOT KNOWN TO THE PETITIONER, PALISSERIL HOUSE
CHURULIKKODE P.O., VICE-CHAIRMAN, PATHANAMTHITTA
MUNICIPALITY, PATHANAMTHITTA.

5. C.G. SURESH KUMAR, AGED ABOUT 45 YEARS,
S/O. NOT KNOWN TO THE PETITIONER,
DY. SUPERINTENDENT OF POLICE, PATHANAMTHITTA.

R1 & R2 BY SHRI P.G. THAMPI, D.G.P.
R3 & R4 SRI.V.V.NANDAGOPAL NAMBIAR
SRI.T.P.PRADEEP

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING BEEN FINALLY HEARD ON 23/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. Koshy & T.R. Ramachandran Nair, JJ.

- -

C.O(C).NO. 102 of 2007-S

- -

Dated this the 23rd day of February, 2007

JUDGMENT

Koshy, J.

This is a petition alleging contempt of this court's order as adequate police protection has not been given. In spite of the presence of the police officers, action was not taken to prevent assault on the Municipal Councilors.

2. It is the averment of the Superintendent of Police that they have taken all measures, in spite of that, some incident occurred. We are of the opinion that if police officers were more vigilant, unpleasant incidents should have been avoided. Criminal cases were registered. In any event, the election was over. Therefore, with a warning that in future, Court orders should be strictly implemented, without prejudice to the right of the aggrieved parties to take any other action according to law, the Contempt of Court Case is closed.

(J.B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

kav/